

## REGULAR MEETING

October 9, 2006

The Regular Meeting of the Annapolis City Council was held on October 9, 2006 in the Council Chamber. Mayor Moyer called the meeting to order at 7:30 p.m.

Present on Roll Call: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

Absent on Roll Call: Alderman Cordle

Staff Present: City Attorney Spencer, Finance Director Elliott

- Alderman Israel moved to approve the Journal of Proceedings for September 11, 2006 Regular Meeting and September 25, 2006 Special Meeting. Seconded. CARRIED on voice vote.

## PETITIONS, REPORTS AND COMMUNICATIONS

Rod Jabin, 2523 Lyon Drive, Annapolis, Maryland 21403 representing Bert Jabin Yacht Yard spoke in favor of 0-13-06 with an amendment of the harbor line.

Samuel Brice, 1811 Old Annapolis Blvd, Annapolis, Maryland 21409 representing Employee Feed Back Committee spoke in favor of R-35-06

Arthur Kungle, Jr., P.O. Box 365, Annapolis, Maryland 21404-0365 spoke on the History of Annapolis Maryland

- Alderman Stankivic moved to amend the agenda to include 0-47-06. Seconded. CARRIED on voice vote.
- Alderman Cohen moved to add R-36-06 to the agenda for October 23, 2006 for legislative action. Seconded. CARRIED on voice vote.

## LEGISLATIVE ACTION

### ORDINANCES

**O-13-06 For the purpose of amending the configuration of the Annapolis harbor line outboard of Bert Jabin's Yacht Yard at 7310 Edgewood Road on Back Creek; and all matters relating to said harbor line.**

- Alderman Stankivic moved to adopt O-13-06 on second reading. Seconded.

The main motion CARRIED on voice vote.

- Alderman Stankivic moved to adopt O-13-06 on third reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

NAYS:

CARRIED: 8/0

**O-24-06 For the purpose of requiring Department of Neighborhood and Environmental Programs to establish a certification program for food service facility managers; to enter into an agreement with the Anne Arundel County to conduct on-site inspections; to collect various fees required under this program; for suspending or revoking food service facility manager licenses and assessing fines; and matters generally relating to said food service facility managers.**

- Alderman Stankivic moved to adopt O-24-06 on second reading. Seconded.

The Housing & Human Welfare and Economic Matters Committee reported with amendments favorably on O-24-06.

- Alderwoman Hoyle moved to amend O-24-06 as follows:

Amendment #1

On page 3, strike lines 27 and 28 and substitute the following:

“~~vi. c.~~ The training required in section ~~(b)(2)~~ (6)(b) of this section may be conducted by personal demonstration, film, video, internet, or print media.” Seconded. CARRIED on voice vote.

- Alderman Stankivic moved to amend O-24-06 as follows:

Amendment #2

On page 3, in line 2, strike lines 1 through 5, and substitute the following:

“b. Original written evidence of successful completion (within 3 years of the date of application) of the Serv Safe food safety and training and certification program, a valid food service manager certificate from a local jurisdiction that requires the successful completion of Serv Safe, or other documentation acceptable to the Department showing successful completion of Serv Safe.” Seconded. CARRIED on voice vote.

Alderman Israel moved to amend O-24-06 as follows:

Amendment #3

On page 2, in line 10, add the following:

“The program established by this section shall not become effective until the Department is able to negotiate this agreement.” Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

- Alderman Stankivic moved to adopt O-24-06 amended on third reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

NAYS:

CARRIED: 8/0

**O-41-06      For the purpose of defining responsibilities for the construction, reconstruction, repair and maintenance of City-owned Sidewalks.**

- Alderman Cohen moved to postpone O-41-06 until the information from the Public Works Department has been received by the Mayor & Alderman. Seconded. CARRIED on voice vote.

**O-42-06      For the purpose of increasing the categories that are protected from discrimination in housing to be consistent with current Federal and State protected categories; and matters generally relating to said protected categories.**

- Alderman Cohen moved to adopt O-42-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Public Safety Committee and Housing and Human Welfare Committee

**O-43-06      For the purpose of increasing the Planning Commission from seven to nine members; requiring the mayor and each alderman to appoint one member of the Planning Commission; and matters generally relating to the appointment of Planning Commission members.**

- Alderman Stankivic moved to adopt O-43-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

**O-44-06      For the purpose of amending the existing zoning classification for 940 Bay Ridge Avenue from its current zoning of B1, Convenience Shopping, and R2, Single Family Residence, to B2, Community Shopping District; and matters generally relating to said zoning map amendment.**

- Alderman Cohen moved to adopt O-44-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

**O-45-06      For the purpose of providing protection for and facilitation of the use of property owned by larger public or quasi-public entities within their existing boundaries and without intrusion into surrounding residential areas through the establishment of the new Institutional Overlay Zoning District (IOD); and all matters generally relating to the establishment of the IOD zoning district.**

- Alderman Stankivic moved to adopt O-45-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

**O-46-06      For the purpose of establishing a program for billing healthcare insurers to help offset the cost to the City of providing emergency medical services (ambulance); and matters generally relating to billing for emergency medical services.**

- Alderman Stankivic moved to adopt O-46-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

**O-48-06      For the purpose of amending the boundary of that portion of the B2 Zoning District located along Fourth Street in Eastport; and matters generally relating to said zoning map amendment.**

- Alderman Cohen moved to adopt O-48-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

The order of the agenda was amended to allow for 0-47-06.

**0-47-06      For the purpose of establishing a new low density housing zoning classification of RLD-1, Single-Family Residence Low Density, that limits housing to not more than one single-family residence per one acre; and matters generally relating to said zoning classification.**

- Alderman Stankivic moved to adopt O-47-06 on first reading. Seconded. CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

The order of the agenda was resumed.

**RESOLUTIONS**

**R-35-06      For the purpose of providing that the City of Annapolis shall participate in the Alternate Contributory Pension Plan authorized by the State Employees' and Teachers' Retirement Enhancement Benefit Act of 2006; and all matters relating to said Alternate Contributory Pension Plan.**

- Alderman Stankivic moved to adopt R-35-06 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

NAYS:

CARRIED: 8/0

**R-38-06      For the purpose of the City Council to adopt the recommendations of the Energy Efficiency Task force to guide the energy policy of the City of Annapolis.**

- Alderman Stankivic moved to adopt R-38-06 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

NAYS:

CARRIED: 8/0

**R-39-06      For the purpose of waiving the fees for water usage by the Maryland State Highway Administration where that water is being used irrigate the median strip and planting areas of Rowe Boulevard between College and Weems Creeks.**

- Alderman Shropshire moved to adopt R-39-06 on second reading. Seconded.

Finance Director Elliott was present and answered questions from Council.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Taylor, Shropshire, Cohen

NAYS: Alderman Stankivic, Christman

CARRIED: 6/2

**R-40-06      For the purpose of approving the new job descriptions for the civil service positions in the Police Department, Records Division, and in the Office of Economic Development; and all matters relating to said job descriptions, pay grades and classification.**

- Alderman Cohen moved to adopt R-40-06 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman, Taylor, Stankivic, Shropshire, Cohen

NAYS:

CARRIED: 8/0

**R-43-06      For the purpose of amending R-21-06 Amended 9/11/06, Ensuring that Development is Subject to APFO Standards, to prohibit the issuance of building permits where an existing single family dwelling on more than one lot of record has been demolished for the purpose of building separate dwellings on the individual lots of record.**

- Alderman Stankivic moved to adopt R-43-06 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Alderman Stankivic

NAYS: Mayor Moyer, Alderwoman Hoyle, Aldermen Israel, Christman Taylor, Shropshire, Cohen

DEFEATED: 1/7

**R-44-06      For the purpose of approving the participation of the City of Annapolis in the International Council for Local Environmental Initiatives' (ICLEI) Cities for Climate Protection Campaign and that the City of Annapolis will undertake the Cities for Climate Protection Campaign's five milestones to reduce both greenhouse gas and air pollution emissions throughout the community.**

- Alderman Taylor moved to adopt R-44-06 on first reading. Seconded. CARRIED on voice vote.

**BUSINESS AND MISCELLANEOUS**

1.      Appointments

- Alderman Cohen moved to approve the Mayor's appointments & reappointments of the following individuals:

10/9/06 Housing Authority Commission ..... Michael Jackson  
10/9/06 Board of Supervisors of Election ..... R. Kevin Brooks  
Seconded. CARRIED on voice vote.

2.      Approval of Budget Revision Request GT-02-07, \$100,000 for current expenses through November 2006

- Alderman Cohen moved to approval of Budget Revision Request GT-02-07, \$100,000 for current expenses through November 2006. Seconded. CARRIED on voice vote.

3.      Approval of Modifications to the Employee Recognition Manual as approved by the Civil Service Board on August 25, 2006

- Alderwoman Hoyle moved to Approval of Modifications to the Employee Recognition Manual as approved by the Civil Service Board on August 25, 2006. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:43 p.m.

**Regina C. Watkins-Eldridge, CMC**  
**City Clerk**